

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

APPLICANT(s): Koskinen et al.
SERIAL NO.: 09/892,035 ART UNIT: 2645
FILING DATE: 6/26/2001 EXAMINER: Elahee, MD
S.
TITLE: ELECTRONIC SYSTEM
ATTORNEY
DOCKET NO.: 324-010440-US (PAR)

Board of Patent Appeals and Interferences
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL OF APPEAL BRIEF

Enclosed is our appeal brief with a corrected serial number and a copy of a receipt post card.

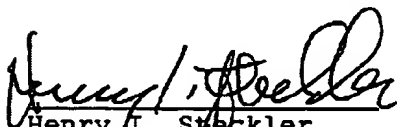
The enclosed receipt post card shows an appeal brief with the incorrect serial number 09/829,035 was filed on February 7, 2005 along with a check for \$500.00. It is submitted that no late fee is now required since 37 CFR 1.5 states that if no serial number is present, and the applicant timely resubmits the paper, the first filing date is considered the effective filing date. It is submitted that the same should hold true for our incorrect serial number.

During a telephone interview on April 21, 2005 with SPE Fan Tsang the above description of the situation was agreed to by both the SPE and the applicant's attorney.

Thus, an entry of the enclosed brief is requested without further charge.

The Commissioner is hereby authorized to charge payment for any fees associated with this communication or credit any over payment to Deposit Account No. 16-1350.

Respectfully submitted,


Henry I. Steckler
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April 22, 2005
Date

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CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being transmitted by facsimile to (703) 872-9306 on the date indicated below, addressed to the Board of Patent Appeals and Interferences, United States Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450

Date: April 22, 2005

Signature: Shannon D'Amico
Person Making Deposit